PRESERVED

App. F. IX-4

Previous References

File No. 31-37

Serial Nos. 1-2

Letter References.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Two

Part B for August 1937.

SUBJECT.

Amendment of clause (c) of Rule I of order VII and Rule 1 of order XVI of the Code of Civil Procedure

Govt Order 6386 3-6-37

Under Regn. High Court

Sanctioned

M Gopalan
11/8/37

Amendment to cl.(c) of Rule 1 of order VII and Rule 1 of Order XVI of the Code of Civil Procedure ---

5/8

General and Revenue Secretariat — Cls File No. 31 of 1937. — [App. F_III-2

Serial No. 1

From the Registrar of H.C. of Mysore
R.O.C. No. 701/31-37 Dt. 21-7-37.

Requests the sanction of the Govt. to cl.(c) of Rule 1 of O. VII & Rule 1 of O XVI of C.P. on the lines suggested in the enclosure.

Subd. draft G.O. put up for approval & orders thereon.

Ind. 27.7. MSK

The amendments proposed may be sanctioned. It will facilitate the prompt service of summons on the defendants & witnesses.

Chief Secy) ... 28.7.37

1st member) ... 28.7.37

... 28.7

29/7

... 29.7

2

Registrar H.C.

G.O. 638 Cls 31-37-2 dt 3-8-37 sanctions the amendments as above suggested by the H.C.

(2.8.37)

DEWAN'S OFFICE 28 JULY 1937 No. 632

CHIEF SECRETARY 28 JUL 1937 GOVT. OF MYSORE.

NOTE—Contn. Sheet.

R. O. C. ~~Dis.~~ No. 701/36-37 Encl

HIGH COURT OF MYSORE,
Public Office Buildings, Cubbon Park

Bangalore, 21st July *19.*

FROM T. Shamiengar, Esq., B.A., B.L.,
~~A.K. Sundararaja Rao, Esq., B.A., B.L.,~~
~~S. Venkata Ranga Iyengar, Esq., B.A., LL.M.,~~
Registrar, High Court of M

CHIEF SECRETARY. 22. JUL. 193 GOVT. OF MYSORE.

B.T. Kesavaiengar, Esq., B.A.,
Chief Secretary to the Government of Mysore,
a n g a l o r e.

SIR,

With reference to paragraph 301 of the report of the Mysore Laws' Delays Committee requiring the parties to furnish sufficient information in the application to enable the process server to - identify the person to be served, I am directed to state that the High Court proposes to make the amendments set out in the Appendix to this letter to Clause (c) of Rule 1 of Order VII and Rule 1 of Order XVI of the Code of Civil Procedure providing that the parties when applying for summonses should give for each person to be summoned the name, father's name and as full an address as possible, including, where the person lives in a Municipal Town, the street and door number of his house. The proposed amendments have been considered by the Rule Committee, who support them. They were published in the Mysore Gazette dated 1st July 1937 in accordance with Section 122 of the Code; but no objection nor suggestion has been received. I am to request that the Government may be pleased to accord sanction to the proposed amendments under Section 126 of the Code.

I have the honour to be,

Sir,

Your most obedient servant,

T. Shamiengar

Registrar.

A P P E N D I X.

In Order VII for Clause (c) of Rule 1 substitute.-

> "the name of each defendant and, so far as can be ascertained, the name of his father, his description by caste or community, his occupation and his address, including, if he lives in a Municipal Town, the street in which he lives and the door number of his house."

In Order XVI add at the end of Rule 1.-

> "Every such application shall give for each witness to be summoned particulars as required by Rule 1(c) of Order VII for a defendant."

J. Thaniyan

Registrar.

mcu

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

Read.-

Letter R.O.C. No. 701/36-37 dated the 21st July 1937 from the Registrar, High Court of Mysore, requesting sanction to the amendment of Clause (c) of Rule 1 of order VII and Rule 1 of Order XVI of the Code of Civil Procedure providing that whenever a summons is applied for under the above said rules the party applying for summons should give for each person to be summoned the name, father's name and as full an address as possible, including, where the person lives in a Municipal Town, the street and door number of his house, as shown in the appendix.

Order No. P 638 Cs-31-37-2
Read.

Dated, Bangalore, the 3rd ~~July~~ August 1937.

S a n c t i o n e d .

BKM

Chief Secretary to Government.

To

The Registrar, High Court of Mysore.

C.R.G.2

APPENDIX.

In Order VII for Clause (c) of Rule 1 substitute:

"the name of each defendant and, so far as can be ascertained, the name of his father, his description by caste or community, his occupation and his address, including, if he lives in a Municipal Town, the street in which he lives and the door number of his house".

In Order XVI add at the end of Rule 1 -

"Every such application shall give for each witness to be summoned particulars as required by Rule 1 (c) of Order VII for a defendant."

BKR

Jr Asst Secretary